



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION OF: FOTLAND, et al.

SERIAL NO.: 09/299,388

FILED: April 27, 1999

FOR: METHOD AND APPARATUS FOR PRODUCING UNIFORM
SMALL PORTIONS OF FINE POWDERS.....

GROUP: 1619

EXAMINER: R. Bawa

DOCKET: MICRODOSE 99.01

Assistant Commissioner of Patents and Trademarks
Washington, D.C. 20231

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SUPPLEMENTAL PRIOR ART DISCLOSURE STATEMENT

In connection with the above-identified application, Applicants hereby attach a copy of the International Preliminary Examination Report received in connection with the corresponding PCT application. The claims in the present application are believed to be patentably distinguished over these references. Copies of the prior art references discussed therein are not included since these references are already of record in this case.

This prior art disclosure statement is being made pursuant to the duty of disclosure imposed by law and formulated in 37 CFR 1.56(A). No representation is made that the information thus disclosed in fact constitutes prior art or that it is the closest prior art, inasmuch as 37 CFR 1.56(A) relies on a materiality concept which depends on subjectivity.

In compliance with the requirements of 37 CFR § 1.98(a)(3), as a concise statement of relevance, as it is presently understood by the individual designated in 35 USC § 1.56(c) most knowledgeable about the content of the information, the undersigned attorney of record submits

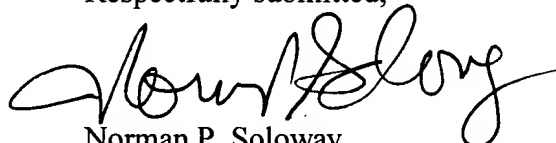
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the official action by the PCT examiner in which the references were cited. The relevance to the pending U.S. patent application is that the reference was cited in a counterpart PCT patent application on the same subject matter. However, no independent analysis of the reference, the accuracy of the statement of the PCT examiner relative to the subject matter claimed in the present application has been made; the present understanding of the contents thereof by the undersigned being based on the PCT examiner's comments submitted herewith.

The enclosed Prior Art Statement is being submitted within three months of the International Preliminary Examination Report, as certified in the attached Certification for Information Disclosure Statement. Therefore, we believe that there are no fees involved with this prior art disclosure statement. However, in the event there are any fees payable, please charge them to our Deposit Account No. 08-1391.

Respectfully submitted,



Norman P. Soloway
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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner of Patents, Washington, D.C. 20231 on November 14, 2001, at Tucson, Arizona.

By Kim Hood

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STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT

Docket No.
MICRODOSE 99.01

In Re Application Of: FOTLAND, et al.

Serial No.
09/299,388

Filing Date
April 27, 1999

Examiner
R. Bawa

Group Art Unit
1619

Invention:

METHOD AND APPARATUS FOR PRODUCING UNIFORM SMALL
PORTIONS OF FINE POWDERS...



TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.


Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

- ☒ Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

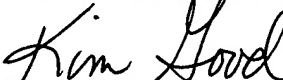
- ☐ No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.


Norman P. Soloway

Dated: November 14, 2001

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Kim A. Good

Typed or Printed Name of Person Mailing Correspondence

cc: